

DECLARATION OF PATENT APPLICATION AND POWER OF ATTORNEY
(Under 37 C.F.R. § 1.63; includes reference to PCT International Applications)

FROMMER LAWRENCE & HAUG LLP

File No.: 730301-2012

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention ENTITLED: METHOD AND APPARATUS FOR GENERATING A WEBSITE USING A MULTI-DIMENSIONAL DESCRIPTION OF THE WEBSITE, the specification of which ☒ is attached hereto ☐ was filed on _____ as ☐ United States ☐ PCT Application No. _____, with amendments through _____ (if applicable, give details).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT International application(s) designating at least one country other than the United State of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT International applications designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Prior Foreign/PCT Application(s) [list additional applications on separate page]:

<u>Country (or PCT)</u>	<u>Application Number:</u>	<u>Filed (Day/Month/Year)</u>	<u>Priority Claimed:</u>	
			<u>Yes</u>	<u>No</u>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under U.S.C. § 119(e) of any United States provisional application(s) listed below:

<u>60/163,782</u> (Application Number)	<u>November 5, 1999</u> (Filing Date)
<u>60/184,300</u> (Application Number)	<u>February 23, 2000</u> (Filing Date)

I hereby claim the benefit under Title 35, United States Code § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. (or U.S.-designating PCT) Application(s) [list additional applications on separate page]:

<u>U.S. Serial No.:</u>	<u>Filed (Day/Month/Year)</u>	<u>PCT Application No.</u>	<u>Status (patented, pending, abandoned)</u>
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I hereby appoint William S. Frommer, Registration No. 25,506, Gordon Kessler, Registration No. 38,511, Dexter Chang, Registration No. 44,071 and Frommer Lawrence & Haug LLP, or their duly appointed associate, my attorneys, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to file continuation and divisional applications thereof, to receive the Patent, and to transact all business in the Patent and

DECLARATION FOR PATENT APPLICATION
AND POWER OF ATTORNEY (Under 37 CFR § 1.63)

FLH Docket No. 730301-2012

Trademark Office and in the Courts in connection therewith, and specify that all communications about the application are to be directed to the following correspondence address:

William S. Frommer, Esq.
c/o FROMMER LAWRENCE & HAUG LLP
745 Fifth Avenue
New York, NY 10151

Direct all telephone calls to: (212) 588-0800

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR(S):

Signature: _____ Date: _____

Full name of sole or first inventor: John UNDERWOOD
Residence: 311 Broadway #3A
New York, NY 10007
Citizenship: Australia

Signature: _____ Date: _____

Full name of 2nd joint inventor (if any): Paul NEILSON
Residence: 75 West Street #8L
New York, NY 10006
Citizenship: Australia

Signature: _____ Date: _____

Full name of 3rd joint inventor (if any): Hanson CHAR
Residence: 40 West 55th Street, #7B
New York, NY 10019
Citizenship: Australia

Signature: _____ Date: _____

Full name of 4th joint inventor (if any): David SHING
Residence: 279 E. 44 Street #9N
New York, NY 10017
Citizenship: Australia

Signature: _____

Date: _____

Full name of 5th joint inventor (if any): Peter HORNER
Residence: 99 Battery Place
New York, NY 10280
Citizenship: Australia
Signature: _____

Date: _____

Full name of 6th joint inventor (if any): Andrew DEAN
Residence: 250 E. 74th Street #2R
New York, NY 10021
Citizenship: Australia

Signature: _____

Date: _____

Full name of 7th joint inventor (if any): Mark UNDERWOOD
Residence: 427 E. 82nd Street #7B
New York, NY 10028
Citizenship: Australia

Signature: _____

Date: _____

Full name of 8th joint inventor (if any): Darren SLANEY
Residence: 244 E. 74th Street #GR
New York, NY 10021
Citizenship: Australia

Signature: _____

Date: _____

Full name of 9th joint inventor (if any): Gary EVESSON
Residence: 444 Washington Blvd. #6542
Jersey City, NJ 07310
Citizenship: Australia

Post Office Address(es) of inventors [if different from residence]:

NOTE: In order to qualify for reduced fees available to Small Entities, each inventor and any other individual or entity having rights to the invention must also sign an appropriate separate "Verified Statement (Declaration) Claiming [or Supporting a Claim by Another for] Small Entity Status" form [e.g. for Independent Inventor, Small Business Concern, Nonprofit Organization, Individual Non-Inventor].

Applicant or Patentee: John UNDERWOOD et al.

FROMMER LAWRENCE & HAUG, LLP

Serial or Patent No.:

File No. 730301-2012

Filed or Issued:

Page 1 of 2

For: **METHOD AND APPARATUS FOR GENERATING A WEBSITE USING A MULTI-DIMENSIONAL DESCRIPTION OF THE WEBSITE**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an officer of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN

ClickThings Inc.

ADDRESS OF CONCERN

**110 Wall Street, 9th Floor
New York, NY 10005**

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **METHOD AND APPARATUS FOR GENERATING A WEBSITE USING A MULTI-DIMENSIONAL DESCRIPTION OF THE WEBSITE** by inventor(s): **John UNDERWOOD, Paul NEILSON, Hanson CHAR, David SHING, Peter HORNER, Andrew DEAN, Mark UNDERWOOD, Darren SLANEY, Gary EVESSON** described in

☒ the specification filed herewith.

☐ application serial no. _____, filed ____.

☐ patent no. _____, issued _____.

MTC1592

Applicant or Patentee: John UNDERWOOD et al.

FROMMER LAWRENCE & HAUG, LLP

Serial or Patent No.:

File No. 730301-2012

Filed or Issued:

Page 2 of 2

For: **METHOD AND APPARATUS FOR GENERATING A WEBSITE USING A MULTI-DIMENSIONAL DESCRIPTION OF THE WEBSITE**

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). NONE

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING _____

TITLE OF PERSON
(if other than owner) _____

ADDRESS OF PERSON SIGNING _____

SIGNATURE _____ DATE _____

INVENTION/PATENT APPLICATION ASSIGNMENT
FROM INVENTOR(S) TO COMPANY

WHEREAS I/WE: **John UNDERWOOD**, who resides at 311 Broadway #3A, New York, NY 10007, **Paul NEILSON**, who resides at 75 West Street #8L, New York, NY 10006, **Hanson CHAR**, who resides at 40 West 55th Street, #7B New York, NY 10019, **David SHING**, who resides at 279 E. 44 Street #9N, New York, NY 10017, **Peter HORNER**, who resides at 99 Battery Place, New York, NY 10280, **Andrew DEAN**, who resides at 250 E. 74th Street #2R, New York, NY 10021, **Mark UNDERWOOD**, who resides at 427 E. 82nd Street #7B, New York, NY 10028, **Darren SLANEY**, who resides at 244 E. 74th Street #GR, New York, NY 10021, **Gary EVESSON**, who resides at 444 Washington Blvd. #6542, Jersey City, NJ 07310, respectively, have made a certain new and useful invention as set forth in an application for United States Letters Patent, entitled: ***METHOD AND APPARATUS FOR GENERATING A WEBSITE USING A MULTI-DIMENSIONAL DESCRIPTION OF THE WEBSITE***, executed by us on the date of execution of this document, as shown below, and filed concurrently herewith;

OR

for which an application for United States Letters Patent was filed on _____, and identified by United States Serial No. _____;

AND WHEREAS, **ClickThings Inc.**, a corporation of the State of **Delaware** and having an address of **110 Wall Street, 9th Floor, New York, NY 10005**, hereinafter referred to as assignee, is desirous of acquiring the entire right, title and interest in and to said invention and in and to any and all Letters Patent of the United States and foreign countries that may be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt for and sufficiency of which is hereby acknowledged, We do hereby sell, assign, transfer and set over unto said assignee, its legal representatives, successors, and assigns, the entire right, title and interest in and to said invention as set forth in the above-mentioned application, including any continuations, continuations-in-part, divisions, reissues, re-examinations or extensions thereof, and in and to any and all patents of the United States and foreign countries that may be issued for said invention;

UPON SAID CONSIDERATIONS, We hereby agree with the said assignee that We will not execute any writing or do any act whatsoever conflicting with these presents, and that We will, at any time upon request, without further or additional consideration but at the expense of said assignee, execute such additional assignments and other writings and do such additional acts as said assignee may deem necessary or desirable to perfect the assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuations, continuations-in-part, reexamined, reissued, or extended Letters Patent of the United States or of any and all foreign countries on said invention, and in enforcing any rights or choses in action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of the assigns and legal representatives of assignor and assignee;

AND We request the Commissioner of Patents and Trademarks to issue any Letters Patent of the United States that may be issued for said invention to said assignee, its legal representatives, successors or assigns, as the sole owner of the entire right, title and interest in and to said patent and the invention covered thereby.

Date

Signature John UNDERWOOD

Date

Signature Paul NEILSON

Date
Date
Date
Date
Date
Date
Date

Signature	Hanson CHAR
Signature	David SHING
Signature	Peter HORNER
Signature	Andrew DEAN
Signature	Mark UNDERWOOD
Signature	Darren SLANEY
Signature	Gary EVESSON